GAU 1643

CERTIFICATE OF MAILING

I hereby certify that this paper and every paper referred to therein as being enclosed is being deposited with the U.S. Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner of Patents & Trademarks, Washington, DC 20231,

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File No.: 1225/1E251-US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

David BERD

Serial No.: 0

09/304,859

Group Art Unit:

1643

Filed:

May 4, 1999

Examiner:

For:

COMPOSITION COMPRISING TUMOR CELLS AND EXTRACTS AND

METHOD OF USING THEREOF

REQUEST FOR REFUND AND TRANSMITTAL OF SMALL ENTITY STATEMENTS (37 CFR 1.27 and 1.28(a))

Hon. Commissioner of Patents and Trademarks Washington, DC 20231

Attn: Refund Section/Accounting Division

Office of Finance

Sir:

The applicant in the above-identified patent application because requests

a partial refund of fees paid with respect to this application.

The first full fee in this application was paid on July, 1999, and appropriate statements claiming small entity status are submitted herewith. The applicant is entitled to a refund of part of the full fee, because both of these dates were less than two months ago.

Please credit the refund to Deposit Account No. 04-0100 in the name of DARBY & DARBY P.C.

Dated: August 9, 1999

DARBY & DARBY P.C. 805 Third Avenue New York, New York 10022 212-527-7700 Respectfully submitted,

Paul F. Fehlner Reg. No. 35,135

Attorney for Applicant(s)

(D&DForms/PTO-12)